IN THE HIGH COURT OF JUDICATURE FOR RAJASTHAN AT JODHPUR

CIVIL WRIT No. 6172 of 2007

BABU LAL

V/S

RATAN LAL (DECREASED) & ORS.

Mr. ML PANWAR, for the appellant / petitioner

Date of Order : 26.9.2007

HON'BLE SHRI N P GUPTA,J.

ORDER

Heard learned counsel for the petitioner.

The application for substitution was opposed on the ground that the probate has not been obtained by the widow of the deceased who is sought to be impleaded, and that Will has not been proved. Suffice it to say that for the present purposes, a very limited enquiry was contemplated, and it has been observed in the impugned order that it was informed to the Court by the learned counsel purporting to be on behalf of the other legal representatives of the deceased that they have no objection if Prabha alone is substituted as legal representative.

In that view of the matter, I do not find any ground to interfere with the impugned order. The writ petition is, therefore, dismissed summarily.

(N P GUPTA),J.

/sushil/